

#4

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Lijun Wu and Charles R. Mackay
Application No.: 09/870,932 Group: 1644
Filed: May 30, 2001 Examiner: Not assigned
For: Anti-CCR5 Antibodies and Methods of Use Therefor



CERTIFICATE OF MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Assistant Commissioner for Patents, Washington, D.C. 20231	
on <u>1/21/02</u>	<u>Paula Depelteau</u>
Date	Signature
<u>PAULA DEPELTEAU</u>	
Typed or printed name of person signing certificate	

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ORIGINALLY FILED

REPLY TO NOTICE TO FILE MISSING PARTS OF APPLICATION

Box Missing Parts
Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

In reply to the Notice to File Missing Parts dated July 20, 2001, the following documents and fees are being submitted for filing in the captioned application. A copy of the Notice is attached.

☒ **EXECUTED DECLARATION/POWER OF ATTORNEY FOR PATENT APPLICATION**

(Separate transmittal letter and postcard not required)

☐ **POWER OF ATTORNEY DOCUMENT**

☐ **GRANTED BY INVENTORS**

☐ **GRANTED BY ASSIGNEE, including Statement under 37 C.F.R. 3.73(b)**

(Separate transmittal letter and postcard not required)

☒ **PRELIMINARY AMENDMENT**

(Separate transmittal letter and postcard not required)

☒ **FILING FEE** - with Fee Transmittal for Patent Applications in duplicate

Fee calculations based on:

☐ Claims as originally filed

☒ Claims upon entry of the Preliminary Amendment filed herewith

(Separate transmittal letter and postcard not required)

☒ **SURCHARGE** - surcharge fee of \$130.00

(Separate transmittal letter and postcard not required)

☐ **SEQUENCE LISTING** - Filed concurrently and is attached

(Separate transmittal letter and postcard required)

☒ **TRANSMITTAL OF SUBSTITUTE DRAWINGS**

[16] Sheets of substitute drawings consisting of Figs. 1, 2A-2C, 3A-3B, 4A-4B, 5A-5D, 6A-6B, 7, 8A-8C, 9A-9B, 10A-10D, 11A-11B, 12A-12F are enclosed.

(Separate transmittal letter and postcard not required)

☒ **PETITION FOR EXTENSION OF TIME**

☒ Applicants hereby petition to extend the time to respond to the Notice to File Missing Parts dated July 20, 2001 for 4 months from September 20, 2001 to January 20, 2002. The appropriate fee of \$1,440.00 is included in the enclosed check.

☐ A [] month extension of time to respond to the Notice to File Missing Parts dated [] was filed on [] with payment of a \$[] fee.

☐ Applicant hereby petitions for an additional [] month extension of time to respond to the Notice to File Missing Parts. The appropriate fee of \$[] is included in the enclosed check.

(Separate Petition for Extension of Time and postcard not required)

☐ **REQUEST FOR CORRECTED FILING RECEIPT** - Filed concurrently and is attached.

(Separate transmittal letter and postcard required)

☐ **STATEMENT CLAIMING SMALL ENTITY STATUS**

☐ Was filed on [].

☐ Is enclosed herewith.

(Separate transmittal letter and postcard not required)

☐ In view of the small entity status of the captioned application, we hereby request a reimbursement of 50% of the filing fees in the amount of \$[] which were paid on [] to be deposited in Deposit Account No. 08-0380.

09/870,932

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The fees required for filing the indicated documents are enclosed in the form of a check in the total amount of \$4,944.00. Please charge any deficiency or credit any overpayment in the fees that may be due in this matter to Deposit Account No. 08-0380. A copy of this letter is enclosed for accounting purposes.

Respectfully submitted,

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.

By Lisa M. Treannie

Lisa M. Treannie

Registration No.: 41,368

Telephone: (978) 341-0036

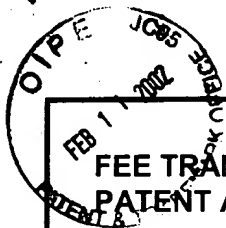
Facsimile: (978) 341-0136

Concord, MA 01742-9133

Date:

1/21/02

HAMILTON, BROOK, SMITH & REYNOLDS, P.C.



FEE TRANSMITTAL FOR PATENT APPLICATIONS

Attorney Docket Number	1855.1032-004
Application Number	09/870,932
First Named Inventor	Lijun Wu

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CLAIM CALCULATION (includes any preliminary amendment)

CLAIMS	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
	TOTAL CLAIMS (37 CFR 1.16(c) or (j))	73 - 20* =	53	x \$ 18 =	\$ 954
	INDEPENDENT CLAIMS (37 CFR 1.16(b) or (i))	23 - 3** =	20	x \$ 84 =	\$ 1680
	MULTIPLE DEPENDENT CLAIMS (if applicable) (37 CFR 1.16(d))			+ \$ 280 =	\$
				BASIC FEE (37 CFR 1.16(a) or (h))	\$ 740
				Total of above Calculations =	\$ 3374
	Reduction by 50% for filing by small entity (37 CFR 1.9, 1.27, 1.28) =				\$
	TOTAL =				\$ 3374
	Surcharge - Late Filing of Declaration or Filing Fees (37 C.F.R. 1.16(e)) =				\$ 130
	Petition for Extension of Time Fee (37 C.F.R. 1.17) =				\$ 1440
	Assignment Recordation Fee = (only when filed with application)				\$
* Reissue claims in excess of 20 and over original patent ** Reissue independent claims over original patent				TOTAL = \$ 4944	

1. Small entity status:

- a. ☐ A small entity statement is enclosed.
- b. ☐ A small entity statement was filed in the prior non-provisional application and such status is still proper and desired.
- c. ☐ Is no longer claimed.

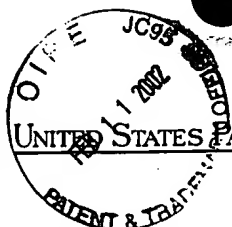
2. ☒ A general authorization is hereby granted to charge deposit account number 08-0380 for any fees required under 37 CFR 1.16 and 1.17 in order to maintain pendency of this application. A copy of this authorization is enclosed for accounting purposes.

3. ☒ A check is enclosed for \$4,944.00. ☐ Please charge \$[] to Deposit Account No. 08-0380.

4. ☐ Other: _____

Signature	<i>Lisa M Treannie</i>	Date	1/21/02
Submitted by Typed or Printed Name	Lisa M. Treannie	Reg. Number	41,368

Sector



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
www.uspto.gov

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/870,932	05/30/2001	Lijun Wu	1855.1032-004

CONFIRMATION NO. 9497

FORMALITIES LETTER



OC00000006325252

Lisa M. Treannie, Esq.
HAMILTON, BROOK, SMITH & REYNOLDS, P.C
Two Militia Drive
Lexington, MA 02421-4799

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Date Mailed: 07/20/2001

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

3/2002 SDIRETAL 00000049 09870932

FILED UNDER 37 CFR 1.53(b)

09/870,932
05/30/2001
05/30/2001
05/30/2001
05/30/2001

740.00 OP
130.00 OP
954.00 OP
1830.00 OP

Filing Date Granted

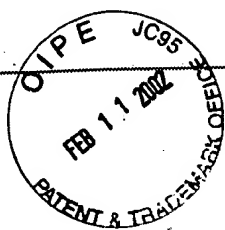
An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 710 to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).
- Total additional claim fee(s) for this application is \$2572.
 - \$972 for 54 total claims over 20.
 - \$1600 for 20 independent claims over 3.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.
- **The balance due by applicant is \$ 3412.**

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Substitute drawings in compliance with 37 CFR 1.84 because:
 - drawing sheets do not have the appropriate margin(s) (see 37 CFR 1.84(g)). Each sheet must include a top margin of at least 2.5 cm. (1 inch), a left side margin of at least 2.5 cm. (1 inch), a right side margin of at least 1.5 cm. (5/8 inch), and a bottom margin of at least 1.0 cm. (3/8 inch);



A copy of this notice **MUST** be returned with the reply.

Customer Service Center
Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

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201102-2200/880